

DECISION MEMORANDUM

TO: COMMISSIONER KJELLANDER
COMMISSIONER RAPER
COMMISSIONER ANDERSON
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: MATT HUNTER
DEPUTY ATTORNEY GENERAL

DATE: APRIL 16, 2021

SUBJECT: IN THE MATTER OF ROCKY MOUNTAIN POWER'S APPLICATION
FOR APPROVAL OR REJECTION OF THE POWER PURCHASE
AGREEMENT BETWEEN PACIFICORP AND SUNNY BAR RANCH;
CASE NO. PAC-E-21-10.

On April 1, 2021, Rocky Mountain Power, a division of PacifiCorp, (“Company”) applied for consideration of a Power Purchase Agreement (“PPA” or “Agreement”) with Sunny Bar Ranch, LLLP for energy generated by a 450-kilowatt hydroelectric facility (“Facility”). Application at 1-2. The Facility is in Butte County, Idaho. *Id.* at 2. The Facility is a qualifying facility under the Public Utility Regulatory Policies Act of 1978. *Id.* The Facility has a scheduled Initial Delivery Date under the PPA of May 1, 2021. Application, Attachment 1 at 10.

THE APPLICATION

The Facility has been delivering energy to the Company in accordance with a power purchase agreement dated June 27, 1985, which expires April 30, 2021. Application at 3. The Company states that the Agreement contains published non-seasonal, non-levelized avoided cost rates for a 20-year term. *Id.* at 1 and 3. The Company requests the Commission declare all payments for purchase of energy under the PPA be allowed as prudently incurred expenses for ratemaking purposes. *Id.* at 6.

STAFF RECOMMENDATION

Staff recommends the Commission issue a Notice of Application and Notice of Modified Procedure, setting a June 1, 2021 comment deadline and a June 8, 2021 reply comment deadline.

COMMISSION DECISION

Does the Commission wish to issue a Notice of Application and Notice of Modified Procedure, setting a June 1, 2021 comment deadline and a June 8, 2021 reply comment deadline?



Matt Hunter
Deputy Attorney General

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